

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Letters Patent of:
Rex Huan-Yueh CHEN

Patent No.: 7,209,747 B2

Issued: April 24, 2007

For: HANDLING OF AN UNRECOVERABLE
ERROR ON A DEDICATED CHANNEL

**RENEWED REQUEST FOR CERTIFICATE OF CORRECTION
PURSUANT TO 37 CFR 1.322**

Commissioner for Patents
P.O. Box DAC
Alexandria, VA 22313-1450

Sir:

Responsive to the Notice dated July 21, 2007 from the U.S. Patent and Trademark Office, in which the Request for Certificate of Correction has been denied, it is respectfully requested that that Certificate of Corrections Branch reconsider its decision and issue a Certificate of Correction.

In particular, the decision on the Request for Certificate of Correction indicates that the Certificate of Correction was not accompanied by the proper Petition under 37 C.F.R. 1.183 requesting that the requirements of 37 C.F.R. 3.81(b) be waived. It is respectfully submitted, however that the necessary documents were submitted on July 16, 2007 together with the Request for the Certificate of Correction.

In particular, it is noted that a Request Under 37 C.F.R. 3.81(b) to issue patent to Assignee was submitted on July 16, 2007. This Request clearly sets forth, in accordance with 37 C.F.R. 3.81(b), that an Assignment to Innovative Sonic Limited was submitted after payment of the Issue Fee but before issuance of the patent, and has been recorded at Reel 019104, Frame

0036. This paper also authorized the necessary \$130.00 fee for consideration of the Request to be charged to Deposit Account No. 02-2448.

Accordingly, it is respectfully requested that the Office of Petitions review the Request under 37 C.F.R. 3.81(b) to Issue Patent to Assignee, which was submitted on July 16, 2007 and upon granting of this Petition, that the Certificates of Correction Branch grant the Request for a Certificate of Correction submitted on July 16, 2007.

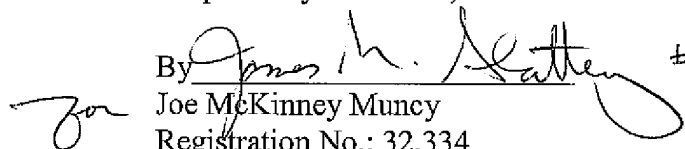
A copy of the Request Under 37 C.F.R. 3.81(b) to Issue Patent to Assignee, the Request for Certificate of Correction Pursuant to 37 CFR 1.323, PTO/SB/44 Form, the Fee Transmittal authorizing the charge of the \$100.00 Certificate of Correction Fee and the Fee Transmittal authorizing charge of the \$130.00 fee for the Petition are attached hereto.

Again, it is respectfully requested that the Request Under 37 CFR 3.81(b) to Issue Patent to Assignee be granted and that the Certificate of Correction's Branch subsequently issue a Certificate of Correction listing Innovative Sonic Limited of Road Town, Tortola, British Virgin Islands, as the Assignee of this patent.

If the Examiner has any questions concerning this application, the Examiner is requested to contact the undersigned at (703) 205-8000 in the Washington, D.C. area.

Dated: September 10, 2007

Respectfully submitted,

By  #28380
Joe McKinney Muncy
Registration No.: 32,334
BIRCH, STEWART, KOLASCH & BIRCH, LLP
8110 Gatehouse Road
Suite 100 East
P.O. Box 747
Falls Church, Virginia 22040-0747
(703) 205-8000
Attorney for Applicant

COPY

Docket No.: 5413-0179PUS1
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Letters Patent of:
Rex Huan-Yueh CHEN

Patent No.: 7,209,747

Issued: April 24, 2007

For: HANDLING OF AN UNRECOVERABLE
ERROR ON A DEDICATED CHANNEL

REQUEST UNDER 37 C.F.R. § 3.81(b)
TO ISSUE PATENT TO ASSIGNEE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants respectfully request hereby the issuance of the above-identified allowed patent application into a patent with the following assignee information and not as indicated in the Issue Fee Transmittal Form PTOL-85 submitted on March 9, 2007:

- (a) **Name of Assignee: INNOVATIVE SONIC LIMITED**
- (b) **Residence: Road Town, Tortola, British Virgin Islands**


In accordance with 37 CFR 3.81(b), it is respectfully submitted that the assignment has been submitted for recordation as set forth in 37 CFR § 3.11 after payment of the issue fee but *before issuance of the patent*, and has now been recorded at Reel 019104, Frame 0036. The processing fee of \$130.00 under 37 CFR 1.17(i) is authorized to be charged to Deposit Account No. 02-2448.

It is noted that 37 CFR 3.81(b) also requires submission of a request for a certificate of correction under 37 CFR § 1.323, accompanied by the fee set forth in §1.20(a). Accordingly, attached hereto is a Request for Certificate of Correction and PTO/SB/44 form, requesting correction of the assignee name, is attached hereto. The error sought to be corrected is inadvertent and does not involve new matter or require reexamination, and the \$100.00 fee set forth in 37 CFR 1.20(a) is authorized to be charged to Deposit Account No. 02-2447.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fee required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Dated: July 16, 2007

Respectfully submitted,

By 
Joe McKinney Muncy
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BIRCH, STEWART, KOLASCH & BIRCH, LLP
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Attorney for Applicant

ROBERT F. GNUSE
Registration # 27295

COPY

Docket No.: 5413-0179PUS1
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Letters Patent of:
Rex Huan-Yueh CHEN

Patent No.: 7,209,747

Issued: April 24, 2007

For: HANDLING OF AN UNRECOVERABLE
ERROR ON A DEDICATED CHANNEL

**REQUEST FOR CERTIFICATE OF CORRECTION
PURSUANT TO 37 CFR 1.323**

Attention: Certificate of Correction Branch
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

A Request under 37 CFR § 3.81(b) to Issue Patent to Assignee is being filed concurrently herewith. As set forth in this Request, an error has been noted on the Letters Patent which should be corrected.

In particular, in section [73] Assignee, the assignee should be listed as **INNOVATIVE SONIC LIMITED, Road Town, Tortola (BVI)** instead of Asustek Computer Inc., Taipei (TW). This error was inadvertent and does not involve new matter or require reexamination.


A proposed Certificate of Correction (PTO/SB/44) is attached hereto. It is respectfully requested that this Request for a Certificate of Correction be granted, so that the patent may be issued in the name of the assignee, as permitted by 37 CFR 3.81(b).

Please charge Deposit Account No. 02-2448 for the \$100.00 fee required by 37 CFR 1.20(a).

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to our Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under § 1.17; particularly, extension of time fees.

Dated: July 16, 2007

Respectfully submitted,

By 
Joe McKinney Muncy ROBERT F. GNUSE
Registration No.: 32,334 Registration # 27295
BIRCH, STEWART, KOLASCH & BIRCH, LLP
8110 Gatehouse Road
Suite 100 East
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(703) 205-8000
Attorney for Applicant

COPY

PTO/SB/44 (07-07)

Approved for use through 07/31/2007. OMB 0851-0033

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

(Also Form PTO-1050)

**UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION**

Page 1 of 1

PATENT NO. : 7,209,747
APPLICATION NO. : 10/605,121
ISSUE DATE : April 24, 2007
INVENTOR(S) : Rex Huan-Yueh CHEN

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

In [73] Assignee, please change "Asustek Computer Inc., Taipei (TW)" to --**INNOVATIVE SONIC LIMITED, Road Town, Tortola (BVI)**--.

MAILING ADDRESS OF SENDER (Please do not use customer number below):

Joe McKinney Muncy
BIRCH, STEWART, KOLASCH & BIRCH, LLP 1
8110 Gatehouse Road
Suite 100 East
P.O. Box 747
Falls Church, Virginia 22040-0747

Birch, Stewart, Kolasch & Birch, LLP

KM/asc

COPY

PTO/SB/17 (07-07)
Approved for use through 06/30/2010. OMB 0851-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no person are required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818). <h2 style="margin: 0;">FEE TRANSMITTAL</h2> <h3 style="margin: 0;">For FY 2007</h3>		Complete if Known	
		Application Number	Patent#: 7,209,747
		Filing Date	Issued: April 24, 2007
		First Named Inventor	Rex Huan-Yueh CHEN
		Examiner Name	L. Nguyen
		Art Unit	2618
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Attorney Docket No.	5413-0179PUS1
TOTAL AMOUNT OF PAYMENT		(\$)	100.00

METHOD OF PAYMENT (check all that apply)

☐ Check
 ☐ Credit Card
 ☐ Money Order
 ☐ None
 ☐ Other (please identify): _____

☒ Deposit Account
 Deposit Account Number: 02-2448
 Deposit Account Name: Birch, Stewart, Kolasch & Birch,

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below
 ☐ Charge fee(s) indicated below, except for the filing fee
☐ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17
 ☒ Credit any overpayments

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims Extra Claims Fee (\$) Fee Paid (\$) Multiple Dependent Claims
 - = - x = Fee (\$) Fee Paid (\$)

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims Extra Claims Fee (\$) Fee Paid (\$)
 - = - x =

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets Extra Sheets Number of each additional 50 or fraction thereof Fee (\$) Fee Paid (\$)
 - 100 = /50 = (round up to a whole number) x =

4. OTHER FEE(S)

	Fees Paid (\$)
Non-English Specification, \$130 fee (no small entity discount)	
Other (e.g., late filing surcharge): 1811 Certificate of correction	100.00

SUBMITTED BY			
Signature		Registration No. (Attorney/Agent)	32,334
Name (Print/Type)	Joe McKinney Muncy	Telephone	(703) 205-8026
	ROBERT F. GRIESE	Date	July 16, 2007

Registration # 27295

COPY

PTO/SB/171 (04-07)

Approved for use through 09/30/2007. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no person are required to respond to a collection of information unless it displays a valid OMB control number.

PROCESSING FEE Under 37 CFR 1.17(i) TRANSMITTAL (Fees are subject to annual revision)	Application Number	10/605,121-Conf. #2120
	Filing Date	September 10, 2003
	First Named Inventor	Rex Huan-Yueh CHEN
	Art Unit	2618
	Examiner Name	L. Nguyen
	Attorney Docket Number	5413-0179PUS1

Send completed form to: Commissioner for Patents
P.O. Box 1450, Alexandria, VA 22313-1450

Enclosed is a paper filed under 37 CFR _____ 3.81 that requires a processing fee (37 CFR 1.17(i)).
 Payment of \$ 130.00 is enclosed.

This form should be included with the above-mentioned paper and faxed or mailed to the Office using the appropriate Mail Stop, if applicable. For transmittal of petition fees under 37 CFR 1.17(f), (g) or (h), see form PTO/SB/17p.

Payment of Fees (small entity amounts are NOT available for the processing fees)

☒ The Commissioner is hereby authorized to charge the following fees to Deposit Account No. 02-2448 :
☒ processing fee under 37 CFR 1.17(i) ☒ any deficiency of fees and credit of any overpayments

Enclose a duplicative copy of this form for fee processing.

☐ Check in the amount of \$ _____ is enclosed.

☐ Payment by credit card (Form PTO-2038 or equivalent enclosed). Do not provide credit card information on this form.

Processing Fees under 37 CFR 1.17(i): Fee \$130

**Fee Code 1808 for all,
 Except for \$1.221 papers (Fee Code 1803)**

For papers filed under:

- § 1.28(c)(3) – for processing a non-itemized fee deficiency based on an error in small entity status.
- § 1.41 – for supplying the name or names of the inventor or inventors after the filing date without an oath or declaration as prescribed by §1.63, except in provisional applications.
- § 1.48 – for correcting inventorship, except in provisional applications.
- § 1.52(d) – for processing a nonprovisional application filed with a specification in a language other than English.
- § 1.53(b)(3) – to convert a provisional application filed under § 1.53(c) into a nonprovisional application under §1.53(b).
- § 1.55 – for entry of late priority papers.
- § 1.71(g)(2) – to enter an amendment to the specification for purposes of 35 U.S.C. 103(c)(2) if not filed within the cited time periods
- § 1.99(e) – for processing a belated submission under § 1.99.
- § 1.103(b) – for requesting limited suspension of action, continued prosecution application (§ 1.53(d)).
- § 1.103(c) – for requesting limited suspension of action, request for continued examination (§ 1.114).
- § 1.103(d) – for requesting deferred examination of an application.
- § 1.217 – for processing a redacted copy of a paper submitted in the file of an application in which a redacted copy was submitted for the patent application publication.
- § 1.221 – for requesting voluntary publication or republication of an application. **Fee Code 1803**
- § 1.291(c)(5) – for processing a second or subsequent protest by the same real party in interest.
- § 1.497(d) – for filing an oath or declaration pursuant to 35 U.S.C. 371(c)(4) naming an inventive entity different from the inventive entity set forth in the international stage.
- § 3.81 – for a patent to issue to assignee, assignment submitted after payment of the issue fee.

Signature


ROBERT F. GNUSE
 Registration # 27295

July 16, 2007

Date

Joe McKinney Muncy
 Typed or printed name

32,334
 Registration No., if applicable